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**From:** Fotouhi, David [Fotouhi.David@epa.gov]  
**Sent:** 4/15/2019 5:27:09 PM  
**To:** Wade, Alexis [Wade.Alexis@epa.gov]  
**CC:** Kupchan, Simma [Kupchan.Simma@epa.gov]; Neugeboren, Steven [Neugeboren.Steven@epa.gov]  
**Subject:** Re: AZDEQ call

Okay thanks for the updates. Keep up the good fight!

Sent from my iPhone

On Apr 15, 2019, at 1:13 PM, Wade, Alexis <Wade.Alexis@epa.gov> wrote:

They've asked about the b1 guidelines and the reference to jeopardy and why doesn't that distinguish NPDES. It's all the Florida stakeholder arguments. They've asked about consulting on the assumption as well. I asked them to table some of this discussion and they've finally moved on. Lee is on the phone so that's helpful.

Alexis Wade  
Attorney-Adviser  
Water Law Office  
EPA Office of General Counsel  
(202) 564-3273

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**From:** Kupchan, Simma  
**Sent:** Monday, April 15, 2019 1:11 PM  
**To:** Fotouhi, David <Fotouhi.David@epa.gov>  
**Cc:** Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>  
**Subject:** RE: AZDEQ call

We are in my office and will walk down to you at 3. We will try to defer things until then. Thanks!

Simma Kupchan  
EPA Office of General Counsel  
Water Law Office  
WJC North Building # 7426Q  
202-564-3105

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**From:** Fotouhi, David  
**Sent:** Monday, April 15, 2019 1:08 PM  
**To:** Kupchan, Simma <Kupchan.Simma@epa.gov>  
**Cc:** Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>  
**Subject:** Re: AZDEQ call

I'm jammed until about 3:00 or a little before but definitely will join you then. Where are you all calling from?

Sent from my iPhone

On Apr 15, 2019, at 1:05 PM, Kupchan, Simma <Kupchan.Simma@epa.gov> wrote:

David and Steve,

Alexis is doing an amazing job defending EPA's position to AZ's hired ESA attorneys and AZ, but she has asked me to email you and say it would be extremely helpful if higher level OGC attorneys were on the call. She is valiantly fending off attacks on our position on all sides, but they are asking for our position on a variety of new arguments, and it would be very helpful to have someone who can speak for OGC on the line.

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